142

(2)

Supreme Court, U.S.
FILED

No. 09-472 APR 11 2009

IN THE OFFICE OF THE CLERK

SUPREME COURT OF THE UNITED STATES

WANDA SPANN
CHARLES SPANN

Petitioners,

v.

COBB COUNTY SUPERIOR COURT JUDGES, HOWARD "SKIP" CHESSHIRE, DAVID HANKERSON, and, FRANK COX, INDIVIDUALLY AND IN HIS CAPACITY AS COBB COUNTY CHIEF MAGISTRATE JUDGE

Respondents.

On Petition for Writ of Certiorari
To the Supreme Court of Georgia
Supplemental Appendix

WANDA SPANN/CHARLES SPANN
2838 Crestwicke Dr.
Kennesaw, Georgia 30152
(770) 426-9475

Petitioners, Pro Se

TABLE OF CONTENTS

GEORGIA COURT OF APPEALS OPINION.....3

UNIFORM RULES FOR THE GEORGIA SUPERIOR COURTS.....5

DEPOSITION EXERPS OF JUDGE FRANK COX.....6

DEPOSITION EXERPS OF HOWARD WESLEY CHESSHIRE.....8

CERTIFICATE OF SERVICE.....9

THIRD DIVISION

BLACKBURN, P.J.,

MILLER and ELLINGTON, JJ.

NOTICE: Motions for reconsideration must be physically received in our clerk's office within ten days of the date of decision to be deemed timely filed.
(Court of Appeals Rule 4 (b) and Rule 37 (b), February 21, 2008) http://www.gaappeals.us/rules/

July 14, 2008

NOT TO BE OFFICIALLY REPORTED

In the Court of Appeals of Georgia
A08A1198. SPANN et al. v. BODIFORD et al.
Ellington, Judge.
In this case, the following circumstances exist and are dispositive of the appeal:
(1) The evidence supports the judgment;

(2) No reversible error of law appears and an opinion would have no precedential value; and

(3) The issues are controlled adversely to the appellant for the reasons and authority given in the appellee's brief.

The judgment of the court below therefore is affirmed in accordance with Court of Appeals Rule 37.

Judgment affirmed. Glackburn, T. J., abd Miller, J., concur.

Rule 27. Pre trial release program.

Rule 27.1. Structure.
Rule 27.2. Duties.
Rule 27.3. Release under the program.
Rule 27.4. Security bail other than 10% bail.
Rule 27.5. Exoneration of bondsman after forfeiture.

This program may be established in any county by the superior court judges of the circuit within which that county lies and the appropriate county governing authorities.

Rule 27.1. Structure.

The superior court judges, under whose authority the program shall function, shall appoint a director; setting the qualifications deemed necessary and appropriate for the office. The director shall:

(A) Be responsible for the supervision and execution of the duties enumerated hereinafter in connection with the program;

(B) Receive such compensation as may be set by the superior court judges from time to time subject to the approval of the governing authority;

(C) Hold office at the pleasure of the superior court judges;

(D) Employ such assisting and clerical staff as may be authorized and assign them as needed to discharge the functions of the program; and,

(E) Develop and promulgate rules, regulations and procedures pertaining to conditional release under the program, subject to the approval of the superior court judges, including such as pertain to the issuance of a bench warrant for the arrest of any individual released under the program who fails to comply with the conditions of the release.

[1] A. Am I aware that it functions?

[2] Q. Pretrial services.

[3] A. Yes.

[4] Q. Therefore you're in agreement that the

[5] pretrial services director holds office at the

[6] pleasure of the Superior Court judges?

[7] A. That's what this says, 27.1.

[8] Q. Are you in agreement with that?

[9] A. Yes I'm in agreement with that.

[8] Q. (By Ms. Spann) Was pretrial a division of

[9] Magistrate Court?

[10] A. Was it?

[11] Q. Yes. Or is it a division of Magistrate

[12] Court?

[13] A. It is now. It probably wasn't under your

[14] supervision.

[15] Q. How long has it been a division?

[16] A. Well, since we terminated—since you were terminated, or shortly thereafter.

[8] Q. You've told me what I needed to know. But

[9] in the document that you sent to—first of all let

[10] me ask you. How did you come about writing this

[11] affidavit?

[12] A. I didn't write it. Judge Staley wrote it.

[13] Q. Judge Staley wrote the affidavit?

[14] A. Yes.

[15[Q. Did she sign your name to it?

[16] A. No, she didn't sign my name to it.

[17] Q. She wrote it and you signed your name.

[18] A. Yes. The judges, I believe, asked her to

[19] do an affidavit.

IN THE SUPREME COURT
OF THE UNITED STATES

WANDA SPANN, and	§	
CHARLES SPANN,	§	
	§	
Petitioners,	§	
	§	PETITION FOR
CERTIORARI		
-versus	§	
	§	NUMBER:
_____		
COBB COUNTY SUPERIOR	§	
COURT JUDGES, et al.,	§	
	§	
Respondents,	§	
_____	§	

CERTIFICATE OF SERVICE

I Wanda Spann and Charles Spann hereby certify that I have this day served a copy of the Petition for Certiorari Supplemental Appendix upon the opposing parties via First

Class United States Mail with sufficient postage attached, to:

Steffanie Walke Morrison.	**George M. Weaver**
Office of the Attorney General	**Hollberg & Weaver, LLP**
40 Capitol Square, SW	**2941 Piedmont Rd., Ste. C,**
Atlanta, GA 30334-1300	**Atlanta, Georgia 30305**

This _____ day of _____ 2009

_____

Wanda Spann, Pro Se
2838 Crestwicke Drive
Kennesaw, Georgia 30152

Charles Spann, Pro Se
2838 Crestwicke Drive
Kennesaw, Georgia 30152